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JUN 15 2011

Div. of Oil, Gas & Mining

Mr. Jeffry (Rock) Smith
US Bureau of Land Management
82 East Dogwood
Moab Utah 84532

June 13, 2010

Mr. Tom Munsen
Utah Division of Oil, Gas, & Mining
1594 West North Temple Suite 1210
Salt Lake City, UT 84114-5801

Re: Request for Written Approval to Proceed with Phased Dump Expansion. Proposed Mine Plan Amendment. Dump C Expansion/Dump B Reduction. Lisbon Valley Mining Company LLC. 920 South County Road 313, La Sal, Utah, 84530.

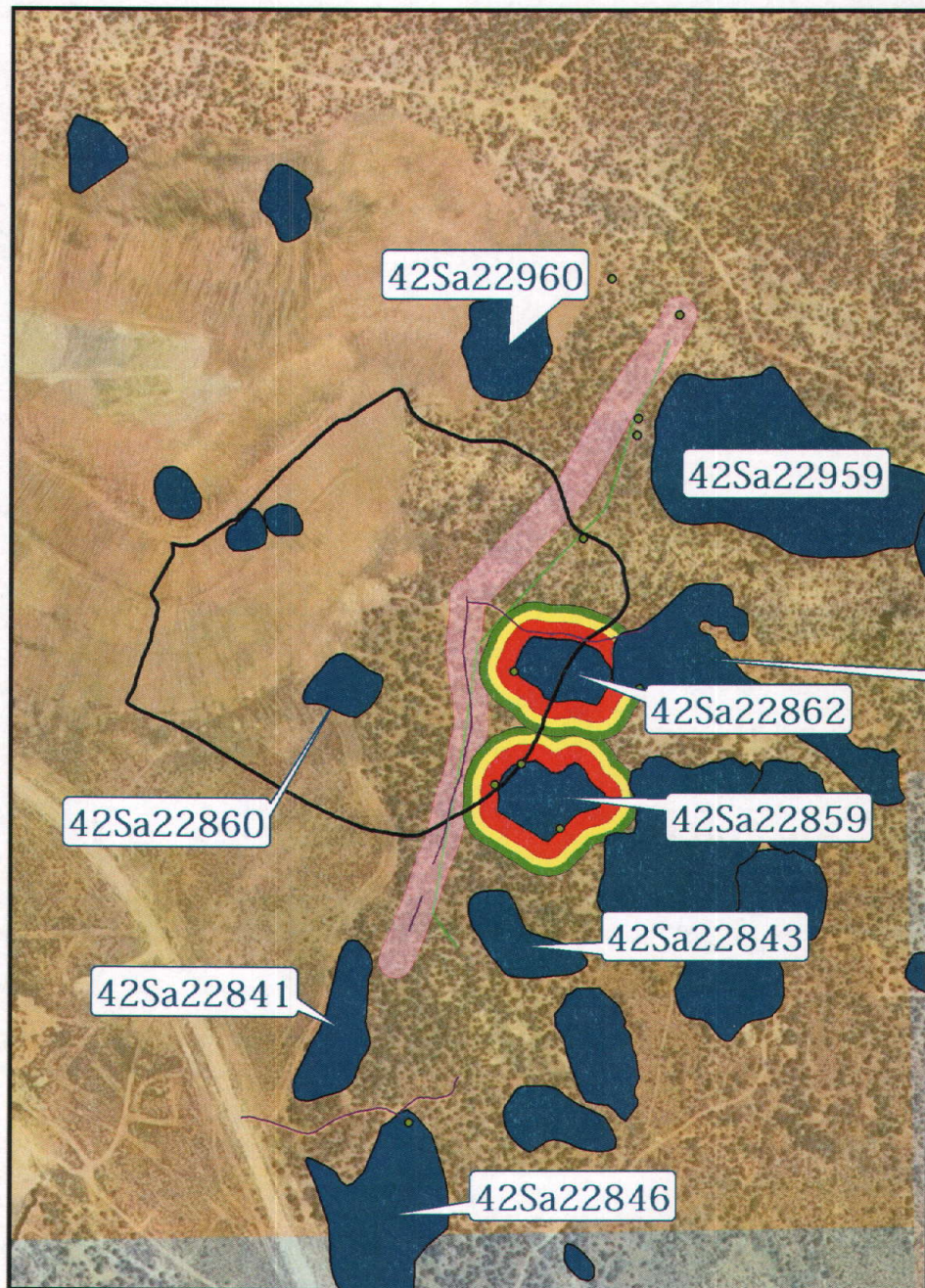
The Lisbon Valley Mining Co LLC (LVMC) respectfully submits this request on behalf of the Upper LVMC Management and Board of Directors to authorize the above-reference project in a phase approach. As you are aware, the delay is costing LVMC hundreds of thousands of dollars per week in extra haul costs, including diesel, man power, and water truck maintenance of maintain dust control.

As you are also aware, an LVMC survey error designed to the dump expansion to ultimately transgress an eligible archaeological site.

There is an alternative that works for both LVMC and BLM. Much work (weeks of work) needs to be done before earthwork will come into proximity of the site, this work includes

- Road construction and signage across the County Road (authorized in 2007).
- Grubbing topsoil and trees for reclamation material stockpile.
- End dumping waste for Dump C haul road.
- End dumping waste into the east corner of the dump and working back west, well clear of the arch site avoidance boundary fence.

The aforementioned activities take place hundreds of feet from a physical avoidance fence that demarks subject site 8859 and 8862. A depiction of this layout is embedded in the following figure.



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Arch avoidance shapes are red. Avoidance fence is purple. Proposed dump expansion is black. Please understand the black boundary can be adjusted up the avoidance fence. No surveying is necessary since this is a physical boundary, visible by all personnel.

The LVMC appreciates the BLM's ongoing support, however the recent denial to move ahead on this project does not appear to reflect the flexibility NEPA has to offer in these situations. LVMC has DOGM's support using this approach and we hope all agencies will find agreement

and understanding that "avoidance" can be tied to this project just like mitigation. Thank you for your time and look forward to authorization to proceed.

In the mean time LVMC continues to work away a the EA and Arch mitigation plan on behalf of the agencies. We are glad to provide this service to help the agency with its workload, and would hope the agency may be more wiling to work with its LVMC partner,

Approval Request

The LVMC appreciates the agencies' ongoing guidance and support as the LVMC continues the planned mine expansion. We look forward to your review, approval, and written request to proceed. Please call Lantern Indergard at (435) 686 9950 #107 or email Lindergard@lisbonmine.com if additional information is needed.

Sincerely,

Lantz Indergard PG
Environmental Manager
Lisbon Valley Mining Co LLC\
435 686 9950 #107
Lindergard@lisbonmine.com

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